

SIKKIM

GOVERNMENT GAZETTE

**EXTRAORDINARY
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**GOVERNMENT OF SIKKIM
URBAN DEVELOPMENT AND HOUSING DEPARTMENT
GANGTOK**

No. GOS/UD&HD/6(76)07/1838

Dated:21.10.2008

NOTIFICATION

In exercise of the powers conferred by section 8 of the Sikkim (Repeal and Miscellaneous Provision) Act, 1985 (10 of 1985), the State Government hereby makes the following rules further to amend the Sikkim Trade Licence and Miscellaneous Provision Rules, 1985 namely :-

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| Short title, extent and commencement. | <p>1. (1) These rules may be called the Sikkim Trade Licence and Miscellaneous Provision Amendment Rules, 2008.</p> <p>(2) They shall extend to the whole of Sikkim.</p> <p>(3) They shall come into force at once.</p> |
| Amendment of rule 7. | <p>2. In the Sikkim Trade Licence and Miscellaneous Provision Rules, 1985, (hereinafter referred to as the said rules), after clause (e) of sub-rule IV of rule 7, the following sub-rule shall be inserted, namely:-</p> <p>“(v) Notwithstanding anything contained Above, the licences to the local applicants for rural areas shall be issued on submission of the following documents, namely:-</p> <p>(a) Sikkim Subject Certificate of the applicant or Certificate of Identification of the applicant.</p> <p>(b) The Purcha Khatian of the landed property recorded in the name of applicant in rural area.</p> <p>(c) Recommendation of the Gram Panchayat in the Form- V.</p> <p>d) Undertaking of the applicant in the Form-VI.”</p> |
| Insertion of new Form V and VI. | <p>3. In the said rules, after Form IV, the following Forms shall be inserted, namely:-</p> |

**“FORM V
(See rule 7(v)(c))
RECOMMENDATION OF GRAM PANCHAYAT**

We, the Panchyat members of the _____ G.P.U. do hereby certify that Smt/Shri _____ s/o, d/o, w/o _____ a resident of _____ is the bonafide SSC/COI holder and bonafide resident of our area. We also certify that on verification we found that Smt/Shri _____ s/o, d/o, w/o _____ has taken on rent/lease/vide agreement dated _____ the shop premises from Smt/Shri _____ s/o, d/o, w/o _____ of _____ the owner of the house for running his/her business.

We also certify that the premises on which the proposed business is intended to be run does not fall within road reserve and there is no encroachment of the forest land or Government land thereon and in the event of licence being granted to him/her he/she shall run the business herself/himself and shall not sublet the licence to any person/persons.

We, the Panchayat member hereby recommend for the issuance of trade licence in favour of Smt/Shri _____ by the Department.

Dated:

Seal & Signature
of Panchayat Members at least 3
members

FORM VI
(See rule 7(v)(d))

UNDERTAKING

I, _____, S/O, D/O, W/O _____
_____ resident of _____ having
applied for the grant of a Trade Licence for the purpose of running a _____ at
_____ do hereby undertake that I shall run/operate the aforesaid business myself and
that I shall not sub-let the licence issued to me by the Urban Development & Housing Department, Government
of Sikkim to any person/persons whatsoever and shall employ resident of the State of Sikkim as the workers/
staff in my business establishment as provided under rule 5 of the Sikkim Trade Licence and Miscellaneous
Provision Rules, 1985 as amended up to date.
Further, if the aforesaid licence is found to be sub-let the issuing authority shall have the right to cancel the
licence as per law. I have signed this undertaking on this the _____ day of _____ with my
free will and consent.

Witnesses:-

1.

Signature:

Name:

Address":

TOBJOR DORJI
COMMISSIONER-CUM-SECRETARY

